

85th Legislative Session – 2010

Committee: House Judiciary

Wednesday, February 24, 2010

P - Present
E - Excused
A - Absent

Roll Call

P Engels
P Feinstein
P Gibson
P Gosch
P Hamiel
P Hoffman
P Killer
P Lust
P Moser
P Schlekeway
P Turbiville
P Hunt, Vice-Chair
P Cutler, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chair Joni Cutler.

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 22, 2010.

Moved by: Engels
Second by: Turbiville
Action: Prevailed by voice vote.

SB 103: revise certain provisions relating to trusts.

Presented by: Senator Dave Knudson
Proponents: Bret Afdahl, SD Division of Banking

MOTION: DO PASS SB 103

Moved by: Turbiville
Second by: Schlekeway
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER SB 103 UNTIL MARCH 1, 2010.

Moved by: Feinstein
Second by: Gibson
Action: Failed by voice vote.

THE MOTION TO DO PASS SB 103

Moved by: Turbiville
Second by: Schlekeway
Action: PREVAILED BY ROLL CALL VOTE. (12-1-0-0)

Voting Yes: Engels, Feinstein, Gosch, Hamiel, Hoffman, Killer, Lust, Moser, Schlekeway, Turbiville, Hunt, Cutler

Voting No: Gibson

SB 109: revise certain provisions concerning the deposit of county funds related to the 24/7 sobriety program.

Presented by: Representative Todd Schlekeway
Proponents: Eric Erickson, SD Association of County Officials
Charles McGuigan, Office of Attorney General

MOTION: DO PASS SB 109

Moved by: Gibson
Second by: Moser
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Engels, Feinstein, Gibson, Gosch, Hamiel, Hoffman, Killer, Lust, Moser, Schlekeway, Turbiville, Hunt, Cutler

MOTION: PLACE SB 109 ON CONSENT CALENDAR

Moved by: Moser
Second by: Gibson

Action: Failed by voice vote.

SB 54: revise certain procedures for the commencement of civil actions by inmates.

Presented by: Max Gors, Department of Corrections (Handouts: #1, #2)

MOTION: DO PASS SB 54

Moved by: Gosch

Second by: Turbiville

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION AMEND SB 54

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On page 1 of the Senate Judiciary Committee engrossed bill, delete lines 12 and 13.

Moved by: Hunt

Second by: Feinstein

Action: Prevailed by voice vote.

MOTION: DO PASS SB 54 AS AMENDED

Moved by: Feinstein

Second by: Gibson

Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Engels, Feinstein, Gibson, Gosch, Hamiel, Hoffman, Killer, Lust, Moser, Schlekeway, Turbiville, Hunt, Cutler

SB 55: revise certain provisions regarding parole eligibility.

Presented by: Laurie Feiler, Department of Corrections (Handouts: #3)

MOTION: DO PASS SB 55

Moved by: Hoffman

Second by: Gibson

Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Engels, Feinstein, Gibson, Gosch, Hamiel, Hoffman, Killer, Lust, Moser, Schlekeway, Turbiville, Hunt, Cutler

MOTION: ADJOURN

Moved by: Gibson

Second by: Hunt

Action: Prevailed by voice vote.

Linda Dugaard
Committee Secretary

Joni M. Cutler, Chair